

FEDERAL COMMUNICATIONS COMMISSION

Washington, D. C. 20554

JAN 09 2004

CLAUDETTE PRIDE, CHIEF R&ROG

OFFICE OF  
MANAGING DIRECTOR

Roy Eslick, President  
Orient/Laurier TV Club  
Post Office Box 1421  
Orient, WA 99160

Re: Request for Waiver  
of FY 2003 Regulatory Fees  
Fee Control No: 00000RROG-04-009

Dear Mr. Eslick:

This is in response to your September 8, 2003 request on behalf of the Orient/Laurier TV Club in North Ferry County, Washington for waiver of the Fiscal Year (FY) 2003 regulatory fees. In support of your request, you state that the Orient/Laurier TV Club is a licensee of a TV translator serving an impoverished rural area. You request a deferral while you obtain non-profit status from the IRS for which you planned to file the week of September 7, 2003. You state further that the Orient/Laurier TV Club is attempting to resume providing translator service after being shut down on September 5, 2002 at the request of the local power company, USDA Forest Service and Washington State Department of Labor and Industries because the manner in which the power lines were running to the transmitter site presented a clear danger. You were told that it would be impossible to rewire in any manner that would meet code requirements. You indicate further that you have no funds available to pay the fees due to your inability to raise funds from the community because you have been unable to provide any TV transmission. You state further that the Orient/Laurier TV Club has incorporated, gotten grants and private donations to reengineer the translator design, and has been assured the new design will meet the requirements of the State Department of Labor and Industries.

In implementing the regulatory fee program, the Commission stated it would waive its regulatory fees for any community-based translator station that:

(1) is not licensed to, in whole or in part, and does not have common ownership with, the licensee of a commercial broadcast station; (2) does not derive income from advertising; and (3) is dependent on subscriptions or contributions from members of the community served for support.

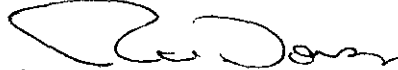
*Implementation of Section 9 of the Communications Act, Memorandum Opinion and Order*, 10 FCC Rcd 12,759, 12,762, ¶16 (1995). Based upon the statements in your request, it appears that Orient/Laurier TV Club has the type of translator operation for which the Commission proposed to grant relief from the regulatory fee obligation. Accordingly, we will waive the regulatory fees for Orient/Laurier TV Club's translator system for FY 2003.

Roy Eslick, President

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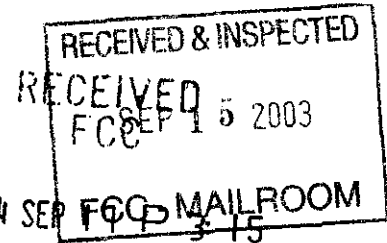
You should note that the Orient/Laurier TV Club is under a continuing obligation to report to the Commission any changes that could affect its qualification for this fee exemption. You should retain this letter, and a copy should be included in any correspondence with the Commission concerning the regulatory fees for your translator system. If you have any questions concerning this matter, please contact the Revenue and Receivables Operations Group at (202) 418-1995.

Sincerely,

A handwritten signature in black ink, appearing to read "Mark A. Reger", written over a horizontal line.

 Mark A. Reger  
Chief Financial Officer

September 8, 2003



ACCOUNT PROCESSING  
GROUP-DPT/RPT/TMT

Federal Communications Commission  
Office of the Managing Director  
445 12th Street, SW, Room 1-A625  
Washington DC 20554  
Attn: Regulatory Fee Waiver/Reduction Request

Subject: Request for Waiver/Deferment of FCC Licensing Fees due September 24, 2003  
for:

- 1) Facility ID #36731 - Call Sign K10GH (\$365)
- 2) Facility ID #36732 - Call Sign K12GM (\$365)
- 3) Facility ID #36733 - Call Sign K08GG (\$365)

The Orient/Laurier TV Club has received a billing statement for continuation of FCC Licensing of its TV translator.

The Orient/Laurier TV Club (formerly known as "Laurier TV Club") has operated a TV translator in North Ferry County, Washington, since 1958. This translator has provided access to three Spokane Washington channels to residents of this impoverished rural area--most of whom cannot afford any other access (i.e., via Satellite).

One year ago, i.e., September 5, 2002, the electrical power to the translator was cut off by AVISTA Utilities (the local power company) and the Forest Service of USDA at the request of the Washington State Department of Labor and Industries. It was stated that the manner in which the power lines were run the 1800 vertical feet to the translator site represented a clear danger and, further, that it would be impossible to "rewire" in any manner that would meet code.

As of that date (September 5, 2002) our club has been unable to provide TV transmission to the area and thus has not received any funds from the community. In short, we have no funds available to make the payment of \$365.00 per channel due your agency by September 24, 2003.

The newly incorporated Orient/Laurier TV Club has been able--by means of grants and private donations--to reengineer the translator design and obtain materials to provide transmission using solar cell technology. We have been assured that this arrangement will meet the requirements of Labor and Industries.

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Letter to FCC  
September 8, 2003  
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TV Club board members and other local volunteers are working constantly to get all materials on site and assembled. The site itself is very difficult to access and a real "push" is on to be operational before winter weather closes in.

At this writing, the TV Club is completing the application for non-profit status under Section 501(c)(3) of the Internal Revenue Code. The necessary paperwork will be mailed to the IRS the week of September 7, 2003. It is our understanding that, when granted, this non-profit status will entitle our Club to be granted an exemption from FCC regulatory fees.

We hereby request that the payment of the FCC fees be deferred until such time as: (1) the granting of non-profit status entitles us to exemption from the fees or (2) our newly reengineered translator is operational and generating monies from the users in the community.

Respectfully,

A handwritten signature in dark ink, appearing to read "Roy Eslick", is written over a horizontal line.

Roy Eslick, President  
Orient/Lauier TV Club

cc: Board Members